AUG. 1. 2005 10:44AM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: HU et al.

Attorney Docket No.: 01-377/1D/LSI1P180D1

Application No.: 10/750,348

Examiner: NHU, David

Filed: December 31, 2003

Group: 2818

Title: METHOD OF PREVENTING RESIST POISONING IN DUAL DAMASCENE

Confirmation No.: 9464

STRUCTURES

130.00 DA

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this correspondence is being transmitted by facsimile to fax number (571) 273-8300 to the U.S. Patent and Trademark Office on August 1, 2005.

Signed:

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> Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The owner(s), LSI Logic Corporation, of the entire interest in the above-identified application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§154 to 156 and §173 of prior United States Patent No. 6,713,386 B1 (hereafter "prior patent"), as presently shortened by any terminal disclaimer. The owner(s) hereby agrees that any patent so granted on the aboveidentified application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the aboveidentified application and is binding upon the grantee, its successors or assigns.

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